

## THE NAWILIWILI TERM.

## RETURN OF THE COURT AND ATTORNEYS.

Disposition of the Cases on the Calendar—Only a Few Cases Go Over to the Next Term.

By the steamer Iwalani news was received of the closing of the September term of Court of the Fifth Judicial Circuit at Nawiliwili, on the island of Kauai, by Judge Whiting. The session lasted nearly two weeks, during which all the cases on the calendar were heard and disposed of with one exception which went over to the next term by consent. The following is a complete record of the cases tried and their disposition:

## CRIMINAL CASES—HAWAIIAN JURY.

Provisional Government vs. Elema-kule and fifteen others. Fishing with giant powder. Appeal from Waimea District Court; J. L. Kaulukou for defendants. Two of the defendants pleaded guilty and were fined \$50 each without costs, the others being discharged.

Provisional Government vs. Kane and Mere Waua. Adultery. Kalo for defendants; appeal from Kawaihau District Court. Appeal not perfected, and the defendants ordered returned to the Sheriff.

Provisional Government vs. Kanoko. Gross cheat. Committed from Hanalei District Court. Case tried and verdict of guilty in the second degree. Defendant sentenced to sixty days at hard labor.

## CRIMINAL CASES—FOREIGN JURY.

Provisional Government vs. Ioan Rapozo and thirty-eight others. Truancy. Appeal from Lihue District Court. Fines deposited with the Judge. The appeal not being perfected the fines were ordered defaulted.

Provisional Government vs. A. Dot and A. Lung. Committed from Waimea District Court for assault on a police officer. W. A. Kinney for defendants. Indictment found September 7th. Case afterwards nolle prosequit.

Provisional Government vs. A. Dot and A. Lung. Committed from Lihue District Court on a charge of manslaughter. The defendant in this case was a Portuguese boy who, on account of his youth and the mitigating circumstances attending the affair, was allowed to plead guilty of assault and battery and fined \$30. V. V. Ashford for the defense.

Provisional Government vs. Tau Wo. Appeal from Waimea District Court from a conviction for importing opium. S. L. Kaeo and A. S. Hartwell for the defendant. Case dismissed as no conviction could be had on account of the death of Deputy Sheriff Stolz, the principal witness.

Provisional Government vs. Minoji Kawauo. Committed from Waimea District Court on charge of libel in a Japanese paper. In this case an apology was made and accepted and the Court refused to allow an indictment.

Provisional Government vs. Nicolas. Committed from Waimea District Court on a charge of housebreaking. Defendant pleaded guilty and was sentenced to four years at hard labor.

Provisional Government vs. Ah Toi. Committed from Waimea District Court on a charge of bribing a public officer. Plea of guilty entered and \$20 fine imposed.

Provisional Government vs. Aono. Selling liquor without a license; appeal from \$200 fine imposed by the Lihue District Court. Appeal not perfected and fine forfeited.

Provisional Government vs. B. Lucas. Committed from Koloa District Court on a charge of assault with a deadly weapon. The Court refused to find an indictment on the evidence sent up.

Provisional Government vs. Ah Lee. Charged with malicious burning. In this case the Government declined to prosecute and the defendant was discharged.

Provisional Government vs. B. Lucas. Committed from Koloa District Court on a charge of assault with a deadly weapon. The Court refused to find an indictment on the evidence sent up.

Provisional Government vs. Ah Lee. Charged with malicious burning. In this case the Government declined to prosecute and the defendant was discharged.

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defendants. Tried by the court and decision reserved.

Kamaule vs. Nagamoto et al. Suit to recover debt of \$110. Appeal from Waimea District Court. Tried by the court and decision reserved.

The cases of the Provisional Government against Kekoa for assault and battery, Nitara for selling liquor without a license and Sam Kaike for vagrancy were passed, subject to the decision of the Supreme Court in the matter of the right to waive jury trials.

W. Charman vs. Koloa Sugar Company. Trespass. Appeal from Koloa District Court. The case not being properly appealed, was dismissed.

Koloa Sugar Company vs. M. Gon-salves. Suit for debt. Appeal from District Court of Koloa. Appeal not perfected and cause dismissed.

S. W. Kaneole vs. Ah Lo. Illegal impounding of a horse. Appeal from Hanalei District Court. Judgment for plaintiff.

Koamoo vs. Kahilikolo. Suit for debt. Appeal from Hanalei District Court. Continued by stipulation.

Provisional Government vs. Auakalea. Assault and battery. Appeal from Koloa District Court. Appeal not perfected and defendant ordered to pay the fine imposed by the lower Court.

Medeiros vs. Manoel Rodrigues Jardin. Replevin. Hartwell for plaintiff, Rosa for defendant. Appeal not perfected and cause dismissed.

## DIVORCE CASES.

Namu vs. Kuaiwa. Rosa for plaintiff, S. K. Kaeo for defendant. Continued for the term by stipulation.

I. C. Long vs. Lizzie P. Long. Kaeo for plaintiff, Kaulukou for defendant. Divorce granted.

Ane (w) vs. Kawahakaale. Kaulukou for plaintiff, Poepeo for defendant. Continued by stipulation.

Haiha (w) vs. Keoloea. This case was partly heard and then discontinued without prejudice on account of the absence of witnesses.

Nalani Kapuku vs. Lizzie Kapuku. Divorce granted.

## BITTEN BY A DOG.

And Wanted Two Hundred Dollars Damages Therefor.

Judge Robertson's time was occupied yesterday afternoon in trying the civil suit of Ahuna vs. Alapai and J. K. Lauka to recover \$200 for damages sustained by plaintiff from the bite of a dog. Plaintiff testified that he lived at Kaihi and while fixing a ditch last Monday was bitten by a yellow-brown dog, owned by defendant Alapai. That he had been put to much pain and inconvenience thereby, had had to pay for a doctor and to procure a substitute at \$1 a day. The dog was a vicious one and had bitten real hard, in fact the bite was half an inch deep, and what with the loss of time in coming to town to prosecute this suit he thought \$200 would be about what he ought to have to square the matter. Two other witnesses then testified as to the general bad character of the dog, who was described as extremely vicious, in the habit of biting people, and of absenting himself from home and wandering around without any visible means of support—a regular vag in fact. Both defendants swore the dog did not belong to them, never had done so and never should. That it had been born on the place, but would stay around in spite of their efforts to drive it away. That it was a bad dog generally, and much addicted to staying out nights and running after dogs of the opposite sex. The Court gave judgment for the defendant, and the dog still pursues his vicious career.

## DEFIED THE COURT.

J. P. Bowen Refuses to Plead to a Charge of Larceny.

The usual monotony of the proceedings in the District Court was somewhat varied this morning when the case of the Provisional Government against J. P. Bowen was called. Mr. Bowen had been arrested on a charge of larceny in the fourth degree preferred by James Dodd and had been released pending his trial on a bond of \$250, with H. E. McIntyre as surety. Defendant was accused of stealing and carrying away one pair of screen doors, valued at \$5, the property of H. A. Widemann, in Honolulu, on or about August 31st. When the case was called, W. A. Kinney appeared for the prosecution and C. W. Ashford for the defense. The charge was read to the defendant and he was asked what his plea was—guilty or not guilty. Defendant refused to plead to the charge and with his counsel left the courtroom. Judge Robertson quietly ordered a bailiff to call his name three times at the door and, no answer being made, ordered his bond forfeited.

This afternoon Judge Robertson issued a bench warrant for Bowen on a charge of contempt.

Band Concert To-night.

The Hawaiian Band will give a moonlight concert at Thomas square this evening at 7:30, with the following program:

PART I.  
1. March—"A Day in Vienna".....Schild  
2. Overture—"Poet and Peasant".....Suppe  
3. Minuet—"Il Trovatore".....Verdi  
4. Selection—"Maritana".....Wallace

PART II.  
5. "Reminiscences of Donizetti".....Godfrey  
6. Waltz—"Special Reports".....Czibalka  
7. Mazurka—"Nana".....Coraggio  
8. Galop—"Vivacity".....Coraggio

Work on the new buildings of the Electric Light Company is rapidly progressing. The machinery is all here, and it is expected light will be furnished in any quantity about December 1st.

## HAWAII ANSWERS JAPAN.

## ON THE CONTRACT LABOR QUESTION.

Japan is Plainly Told That Her Laborers Must Come on the Old Terms or Not at All.

An important official communication on the Japanese labor question went forward on the China this morning, and although strenuous efforts were made to keep the matter quiet the STAR is enabled to give its substance.

It was nothing more or less than the reply of the Provisional Government to the recent demands of Japan on the Hawaiian Government and on the Planter's Labor and Supply Company, with regard to the first in relation to the suffrage and the latter as to the increased charges demanded, some \$13 per head. For reasons best known to the Government, it has been deemed best not to allow a copy to be published, of the reply to the recent demands of Japan which was this morning forwarded from the Bureau of Immigration to the Hawaiian Minister in Japan, stating in short and succinct terms that the Hawaiian Government has duly considered the Japanese demands and various memorials from the Planter's Labor and Supply Company and, following the wishes of the planters in the matter, positively declines to receive any more Japanese laborers except on the old terms. The reply is a simple refusal, and makes no suggestion of any compromise or any mention of a possible recourse to Chinese or negro labor in the future. The document goes to the Hawaiian Minister in Japan and by him will be presented to the Japanese Government in the ordinary course of official communications.

CLAUS YAWPS ONCE MORE.

A Characteristic Interview With the Deceased Sugar Schemer.

Probably nothing more asinine has appeared of late from Balaam's Mr. Spreckels than this interview in the Call of September 1st:

Claus Spreckels was seen by a Call reporter last night regarding his disposition of property in Hawaii and the situation of affairs generally in that country. Mr. Spreckels was not averse to expressing himself. In fact, when it came to discussing the members of the Provisional Government and the alleged inspired utterances of the STAR and Advertiser he grew embarrassingly eloquent, if we may use the expression.

In lurid terms Mr. Spreckels portrayed their crimes, committed and contemplated, and pictured a condition of affairs under the present Government that was anything but complimentary to those in power.

Mr. Spreckels' attention was called to an article in a recent issue of the HAWAIIAN STAR, in which an alleged prominent employee of his was quoted as expressing himself as follows:

[Here follows the text of the STAR's article about Spreckels' transfers.—Ed.]

As to the transfer of some property to his children Mr. Spreckels said that the report was correct, but the statement that he had disposed of all of his interests in Hawaii, in that or any other manner, he absolutely and emphatically denied.

"I have given away a few millions," he said, "but I have done that before, and I still have millions left."

Discussing the statement that his motive in so disposing of his property was to avoid its possible confiscation, he ridiculed such an assumption. He had no fear of such an emergency arising, he said. Although the people who at present controlled that country were desperate enough to do almost anything to injure him, his property was beyond their reach.

But it was when he spoke of the assertion that he was out of politics and would remain in San Francisco henceforth that Mr. Spreckels grew particularly vehement in his expressions.

"Out of politics?" said he. "Not much! I will leave here on the 9th of next month, but where I am going, I don't matter. My time will come," he concluded, and there was an intensity of feeling in his manner of expression that boded ill for the men who he says have tried to murder him.

"The biggest liars on earth," Mr. Spreckels said, "are now residents of Honolulu and vicinity. If you were with them and of them you could cut a man's throat and they would go into court and swear you didn't do it."

The STAR and Advertiser, he further more intimated, were usually published concurrent with the sailing of vessels for the United States. In these issues inflammatory articles were given prominent place, and statements of uprisings and insurrections discussed that existed only in the broad-gauge imagination of the writers.

"These reports are sent out to excite alarm in this country and cause our people to think that some action on the part of this Government is absolutely necessary. The Royalists constitute fully three-fourths of the voters in Hawaii, and these Annexationists know that if the people are given an opportunity to express their free will the present Government would not last a day."

"I know the best course this Government could pursue would be to establish a Minister there, under instructions that, if by any overt acts of the royalists his interference should be necessary, he should take action. Then allow the people to rule themselves, as they have been accustomed to and as they now by a large majority desire."

The country itself under annexation would be of no more value to the United States than a big cow pasture, but with proper action on the part of this Government the trade of that country could be controlled, which is about the only feature of the whole matter any way."

Mr. Spreckels ridiculed the report of an outbreak, and spoke highly of the deposed Queen and her adherents. He said that had it not been for her the marines of the Boston would have been killed, but that she had always been guided in her actions by a desire to rule in peace with this country.

## SUPREME COURT.

List of Cases Argued and Submitted Yesterday.

The Supreme Court did a good day's work yesterday, eight cases being heard and submitted as follows:

Bankruptcy of William H. Aldrich. Appeal from order vacating decree of bankruptcy. Argued and submitted.

J. S. Dowsett vs. Maukalea et al. Ejectment. Exceptions from Circuit Court. Submitted on briefs.

Provisional Government vs. Sam Gee and four others. Maintaining lottery scheme. Exceptions from second Circuit Court. Argued and submitted with the case of Alau and Ah Fau, involving the same legal propositions.

A. A. Mouritz vs. J. N. Ilse et al. Petition to quiet title to land. Motion to strike from the calendar granted.

Kaulaua (w) vs. Yong Yong. Summary possession of land. Exceptions from ruling of Judge Cooper. Argued and submitted.

Provisional Government vs. E. Wery. Keeping disorderly house. Appeal from District Court of Honolulu. Argued and submitted.

In the matter of the estate of Kamaoka. Probate of will. Appeal from order denying motion for judgment. Motion to strike from the calendar denied. Submitted on briefs.

At 4 P. M. the court adjourned till 1:30 this afternoon.

The Ewa Murder.

The Coroner's jury in the case of Aikulan, shot by the officers while resisting arrest at Pearl City, rendered the following verdict: "That the deceased Aikulan came to his death on the 15th day of September at Waiaua, Ewa, by being shot through the head by a rifle bullet fired from a rifle in the hands of one of the Honolulu police while resisting arrest upon a lawfully issued warrant charging him with the murder of his wife Niau at Waiaua on the said 15th day of September."

## NEWS IN A NUTSHELL.

The ladies of the W. C. T. U. are holding a meeting at the Central Union Church this afternoon.

Creditors of the estate of G. W. Lincoln, bankrupt, must make proof of their claims on Wednesday.

The petition of A. Borja for discharge from bankruptcy came up before Judge Cooper this morning.

W. W. Hall has invested in a couple of lots at Ewa peninsula and puts in his spare time chopping trees.

Joe Ferreira confessed judgment in the District Court yesterday in favor of N. B. Emerson for the sum of \$40.95.

The members of the ex-royal band will not leave on the Mariposa, or at any other time, according to the Honolulu.

The petition of Alau for discharge from bankruptcy will be heard on Wednesday by Judge Cooper in Chambers.

The Pacific Hardware Company has recovered judgment against William Roland in the District Court for \$29.14 on an account.

The Hawaiian Mission Children's Society will hold its next regular monthly meeting at the residence of W. R. Castle on September 23rd.

T. W. Hobron, the real estate dealer, has a change of advertisement in which acreage or building lots in Makiki, Palama, Waikiki or Puna, Hawaii, are offered for sale.

The steam launch Star has reduced the prevailing rate of boat hire and will take passengers to vessels in the harbor for twenty-five cents the round trip. See the advertisement for these and other particulars.

Through the courtesy of B. F. Dillingham a representative of the STAR was enabled to visit the various properties, water works, reservoirs, etc., of the Oahu Railway and Land Company at Pearl City and Ewa on Saturday last.

CHIEF JUSTICE OF SAMOA.

The Position Tendered to a Vermont Man.

ST. JOHNSBURY (Vt.), September 1.—Harry C. Ide of this place has been tendered the position of Chief Justice of Samoa.

It came by the recommendation of Germany during President Harris's administration and was recently taken up again by the present administration.

The Champion Will Assist.

WASHINGTON, September 1.—Reports dated Onalaska, August 14th, have been received at the Navy Department from Commander Ludlow, commanding the United States naval forces in Bering sea. The British warship Champion has been directed to co-operate with the United States fleet in carrying out the *modus vivendi*.

## FLOTSAM AND JETSAM.

## THE CHINA SAILS—BELATED PASSENGERS.

The Bark Albert Sails for the Coast—The Admiral's Flag Transferred To-day.

There was a large crowd on the wharf when the China went out. The vessel had some trouble in getting away, and after she had started three passengers had to be taken aboard from a small boat.

The steamer Alameda will arrive here on the 28th instead of the 21st, as has been previously reported, and the Australia will be due October 6th.

By the China there were 209 Japanese passengers from this port, and 154 Chinese in the steerage.

The Japanese steamer expected for some time will probably arrive on or about the 22d inst.

The Claudine sails this afternoon at 5. Also the Iwalani and Waialeale.

The Admiral's flag was raised on the Philadelphia this morning.

The Albert sailed to-day with 9000 bags of sugar.

The Alden Besse will sail Friday.

TUESDAY, SEPTEMBER 19.

DIAMOND HEAD, 3 P. M.—Weather clear. Wind light, E.

ARRIVALS.

MONDAY, September 18.  
Br bk Dara, Peterson, from Newcastle, NSW.

DEPARTURES.

TUESDAY, September 19.  
P. M. S. China, Ward, for Hongkong via Yokohama.

Stmr Mikahala, Chaney, for Maui and Hawaii.

Stmr Claudine, Davies, for Maui.

Stmr Iwalani, Freeman, for Kauai.

Stmr C. E. Nichols, Le Claire, for Waianae, Waialua and Punaluu.

Am bk Albert, Griffiths, for San Francisco.

Schr Kawaihau for Koolau.

Schr Millie Morris for Koolau.

PASSENGERS.

DEPARTURES.

For Molokai, per stmr Mokoli, Sept 18—Dr Richard Oliver and a number on deck.

For Hongkong and Yokohama, per S. S. China, Sept 19—Mrs A. S. Parke, Miss Parke, C. C. Parke, W. H. Chambliss, Miss Dolner, T. A. Shaw, Jr., W. V. D. Wright, Mr. Welling, 363 in the steerage, 74 in saloon and 300 Chinese steerage in transit.

For Maui and Hawaii, per stmr Mikahala, Sept 19—For the Volcano: S. Shaw, L. Chong, W. Ray, T. Elliot, J. P. Lins and children, Eli Lazarus and wife, W. A. Bailey, Miss Kuelho, T. C. Willis, J. Jurgensen, Miss Green, well, Miss Doherty, Peter Lee and children, J. Losh, T. Kahalo, Mrs Miles, Col Samuel Norris, and 25 on deck.

For San Francisco, per bk Albert, Sept 19—Miss M. Lillis and Miss Anna Attmann.

PROJECTED DEPARTURES.

Am bk Alden Besse, Friis, for San Francisco, Friday, Sept 22.

VESSELS IN PORT.

NAVAL VESSELS.

U. S. S. Boston, Day, San Francisco.

U. S. S. Adams, Nelson, San Francisco.

U. S. S. Philadelphia, Barker, Callao.

U. S. S. Albatross, Thayer, San Francisco.

Hawm schr Liliu, Hitchfield, Jaluit, S. S. I.

Am bk Discovery, McNeil, San Fran.

Am schr Alice Cooke, Penhallow, Puget S'd.

Am bgt Ungard, Smith, Laysan Island.

Am bkt S. G. Wilder, San Francisco.

Am bkt W. H. Dimond, Nelson, San Francisco.

Am bk Detroit, Departure Bay.

Am bk Toppallant, Port Townsend.

Br bk Dara, Peterson, Newcastle, NSW.

FOREIGN VESSELS EXPECTED.

Sailed

Ger bk J. C. Flager, Bremen.....May 4

Ger bk Paul Isenberg, Liverpool.....June 7

Am bk Martha Davis, Boston.....Aug 18

Am bk Ceylon, San Francisco.....Aug 18

Am bk Planter, San Francisco.....Sept 30

Haw bk Mauna Ala, San Francisco.....Sept 6

Am bk Andrew Welch, San Fran.....Sept 15

Am bk Eva, Honolulu Bay.....Sept 19

Jap Stmr Aikoku Maru, Yokohama.....Sept 19

Br bk Co of Merioneth, Newcastle.....Aug 8

Br bk Villata, Liverpool.....Aug 31

THE NEW MINISTER.

Who He is and What He Has Done in Public Life.

The directory of the 49th Congress has this to say about the newly-appointed Minister to Hawaii:

Albert S. Willis of Louisville was born in Shelby county, Kentucky, January 22, 1843; received his early education in common schools, and graduated at the Louisville Male High School in 1860; taught for four years; studied law and graduated at the Louisville Law School in 1866, since which time he has been continuously engaged in the practice of his profession; canvassed the State on the Democratic electoral ticket in 1872; was elected attorney for Jefferson county in 1870, was re-elected in 1874 and served until he was elected to the 45th Congress; was elected to the four succeeding Congresses.

Police Court Matters.

At this morning's session a number of cases which have been hanging fire for several days were *nolle pro's*.

In the case of Richard Stone, charged with escaping from prison, a plea to the jurisdiction of the court was entered and taken under advisement.

Two out of five Chinamen charged with gambling at dominoes pleaded guilty and were fined \$15 each and costs. The others were discharged.

E. Klemme, for assault and battery on Henry Luning in a Nuuanu street saloon, was found guilty and fined \$5 and costs.

In the case of E. Mitchell and others, charged with malicious injury in smashing a carriage lamp valued at \$4, a *nolle pro* was entered.

Ah Kim, a Chinese, charged with using the Hawaiian language in a vul-

gar and obscene manner in a public place, was found guilty but escaped with a reprimand.

## PERSONAL.

J. Mett Smith, Hawaii's ex-Minister at Washington, will be home in November.

George W. Bell of Washington has been confirmed as United States Consul to Sydney.

A private letter from Dr